



**National Park Service
U.S. Department of the Interior**

**Thomas Stone National
Historic Site**

6565 Rose Hill Rd.
Port Tobacco, MD 20677

Superintendent's Compendium
Of Designations, Closures, Permit
Requirements and Other Restrictions
Imposed Under Discretionary Authority.

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Approved:

/Lucy Lawliss/ Date: 6/30/11
Lucy Lawliss, Superintendent

In accordance with regulations and the delegated authority provided in Title 36, Code of Federal Regulations ("36 CFR"), Chapter 1, Parts 1-7, authorized by Title 16 United States Code, Section 3, the following provisions apply to all lands and waters administered by the National Park Service, within the boundaries of George Washington Birthplace National Monument. Unless otherwise stated, these regulatory provisions apply in addition to the requirements contained in 36 CFR, Chapter 1, Parts 1-7.

Written determinations, which explain the reasoning behind the Superintendent's use of discretionary authority, as required by Section 1.5(c), appear in this document identified by italicized print.

I. 36 CFR §1.5 – VISITING HOURS, PUBLIC USE LIMITS, CLOSURES, AND AREA DESIGNATIONS FOR SPECIFIC USE OR ACTIVITIES

(a)(1) The following visiting hours and public use limits are established for all or for the listed portions of the park, and the following closures are established for all or a portion of the park to all public use or to a certain use or activity:

Visiting Hours:

- The Historic Mansion, Visitor Center, entrance road, and Visitor Center parking lot are open to the public between 9:00 a.m. and 5:00 p.m. daily from Memorial Day through Labor Day. These areas are closed on Mondays and Tuesdays after Labor Day through the week before Memorial Day and on Thanksgiving Day, Christmas Day and New Years Day.
- Pedestrian access is permitted daily ½ hour before sunrise until ½ hour after sunset daily unless otherwise posted.

Closures:

- Fishing is prohibited in the park.

There are no established fishing areas in the park and therefore it has been determined that fishing in the farm pond could pose a threat to the landscape's integrity through soil and slope erosion, damage to and loss of important vegetation and physical damage.

- The maintenance access road is closed to public vehicular traffic.

It has been determined that the maintenance road can pose a safety hazard if opened to public use because it is only one lane and has sharp turns with limited site distance.

The following restrictions and/or conditions are in effect for the specific uses or activities noted:

In adherence to Maryland Transportation Code §§ 22-402 (c)(3) the following restrictions apply:

Passenger Carrying Busses and Vehicles:

- A motor vehicle engine may not be allowed to operate for more than 5 consecutive minutes when the vehicle is not in motion except as follows:
 - When the vehicle is forced to remain motionless because of traffic conditions or mechanical difficulties over which the operator has no control;
 - When it is necessary to operate heating and cooling or auxiliary equipment installed on the vehicle;
 - To bring the vehicle to the manufacturer's recommended operating temperature; or
 - When it is necessary to accomplish the intended use of the vehicle.

The idling of bus engines adds unnecessary exhaust fumes and noise to the park environment and diminishes the enjoyment by visitors.

II. 36 CFR §1.6 – PERMITS

Meetings and other special events are permitted only in certain areas and are governed by special conditions as outlined in the Policy for Non-Traditional Uses attached as Appendix A.

(f) The following is a compilation of those activities and/or public uses for which a permit from the superintendent is required:

- §2.5(a) Scientific specimen collection (Take plant, fish, wildlife, rocks or minerals)
- §2.10(a) The following camping activities:
 - Camping is prohibited in the park year round except to service organizations as provided by a special use permit.
- §2.12 Audio Disturbances:
 - (a)(4) Operation of a public address system in connection with a public gathering or special event for which a permit has been issued pursuant to §2.50 or §2.51
- §2.37 Soliciting or demanding gifts, money goods or services (Pursuant to the terms and conditions of a permit issued under §2.50, §2.51 or §2.52)
- §2.50(a) Conduct a sports event, pageant, regatta, public spectator attraction, entertainment, ceremony, and similar events
- §2.51(a) Public assemblies, meetings, gatherings, demonstrations, parades and other public expressions of views
- §2.52(c) Sale or distribution of printed matter that is not solely commercial advertising
- §2.62 Memorialization:
 - (a) Erection of monument (This requires approval from the Director)
 - (b) Scattering ashes from human cremation
- §5.1 Advertisements - (Display, posting or distribution.)
- §5.3 Engaging in or soliciting any business (Requires a permit, contract or other written agreement with the United States or must be pursuant to special regulations).
- §5.5 Commercial Photography/Filming:
 - (a) Commercial filming of motion pictures or television involving the use of professional casts, settings or crews, other than bona fide newsreel or news television
 - (b) Still photography involving vehicles or other articles of commerce or models for the purpose of commercial advertising.

III. GENERAL REGULATIONS

36 CFR §2.1 – PRESERVATION OF NATURAL, CULTURAL AND ARCHEOLOGICAL RESOURCES

- Possessing, destroying, injuring, defacing, removing, digging, or disturbing of natural, cultural or archeological resources is prohibited.
- Possessing or using a metal detector is prohibited.

36 CFR §2.2 - WILDLIFE PROTECTION

- Viewing of wildlife by means of an artificial light is prohibited.

36 CFR §2.10 – CAMPING and FOOD STORAGE

- Camping is prohibited in the park year round except to service organizations as provided in a special use permit.

36 CFR §2.11 – PICNICKING

- Picnicking is prohibited in all public areas that impede vehicular or pedestrian traffic.
- Picnic tables are available on a first come/first served basis.

See Appendix A for other conditions related to picnicking.

36 CFR 2.13 – FIRES

(a)(1) The lighting or maintaining of fires is generally prohibited, except as provided for in the following designated areas and/or receptacles, and under the conditions noted:

- Fires are permitted only in grills provided for special events.

Established Conditions for Fires:

- Must be monitored at all times.
- During periods of high fire danger the Superintendent may close all or a portion of the park to the lighting and maintaining of fires.

(b) Fires must be extinguished according to the following conditions:

- Fires must be extinguished with water and ashes left in place.
- Do not dump ashes in trash receptacles or on the ground.

36 CFR §2.15 – PETS

(a)(1) The following structures and/or areas are closed to the possession of pets, except for guide dogs that are accompanying an impaired person:

- All park buildings.
- Cemetery.

In other areas of the park, the pet(s) must be restrained in a crate, cage, or on a leash.

36 CFR §2.16 – HORSES and PACK ANIMALS

(b) The use of horses or pack animals is allowed on the following trails, routes or areas:

- Access to the Visitor Center and Mansion House is permitted via the entrance road, service road, and the trail from the Hoghole Run utility corridor via the Tenant House (see map).

36 CFR §2.20 – SKATING, SKATEBOARDS and SIMILAR DEVICES

- The use of skates, rollerblades, skateboards, and similar devices is prohibited.

36 CFR §2.21 – SMOKING

- Smoking is prohibited in all buildings.

36 CFR §2.22 – PROPERTY

- Property may not be left unattended longer than 24 hours unless specific permission is given by the Superintendent.

36 CFR §2.35 –ALCOHOLIC BEVERAGES and CONTROLLED SUBSTANCES

(a)(3)(i) The following public use areas, portions of public use areas, and/or public facilities within the park are closed to consumption of alcoholic beverages, and/or to the possession of a bottle, can or other receptacle containing an alcoholic beverage that is open, or has been opened, or whose seal has been broken or the contents of which have been partially removed:

- The consumption of alcoholic beverages is prohibited in the park in adherence to Maryland Code § 19-202 except by the issuance of a special use permit.

36 CFR §2.38 (b) – EXPLOSIVES

- Using or possessing fireworks or firecrackers is prohibited.

36 CFR §2.62 – MEMORIALIZATION

(a) The installation of a monument, memorial, tablet, structure, or other commemorative installation in the park without the authorization of the Director is prohibited.

(b) A permit is required for the scattering of ashes from cremated human remains.

36 CFR §3.21 – SWIMMING AND BATHING

(a)(1) The following areas are closed to swimming and bathing:

- Swimming and bathing is prohibited in the park.

There are no established swimming areas in the park and it has been determined that swimming in the farm pond could pose a threat to the landscape's integrity through soil and slope erosion, damage to and loss of important vegetation and physical damage.

36 CFR §4.21 – SPEED LIMITS

(b) The following speed limits are established for the routes/roads indicated:

- The speed limit is set at 15 miles per hour on park roads.

36 CFR §4.30 – BICYCLES

- Bicycles must stay on established public roads and parking areas.
- Bicycle use to the Historic Mansion is permitted.

APPENDIX A
THOMAS STONE NATIONAL HISTORIC SITE
POLICY FOR NON-TRADITIONAL USES

INTRODUCTION

Request for use of Thomas Stone National Historic Site grounds or facilities for events or activities that are not related to the purpose of the park will be reviewed and approved or disapproved based upon the following policy.

POLICY

The Service encourages park uses that draw meaning from their association with and direct relationship to park resources. Conversely, the Service discourages those uses not consistent with the preservation and /or protection of park resources, visitors, and/or values. Request for uses considered "non-traditional" may be provided for in certain areas of the park under careful regulation and control as outlined below.

Certain outdoor recreational activities not necessarily dependent upon park resources for their realization, and/or not constituting traditional or customary park uses, may be permitted when they do not:

- interfere with normal park usage;
- constitute a consumptive form of use;
- compromise the historic or natural scene; or
- present a danger to public welfare and safety, including safety of the participants.
- oppose the purposes for which the park was established

The time and place for such activities shall be controlled by permit to avoid:

- infringement upon the enjoyment and rights of other park visitors;
- traffic congestion;
- injury to non-participants and damage to property;
- unwarranted risk to participants due to inadequate equipment, lack of qualifications, weather, or other factors.

The use of park lands or facilities for organized athletic events or competitive recreational events characterized as public spectator attractions is not permitted. Pageants, anniversaries, and other observances are permitted when the observance contributes to visitor understanding of the significance of the park; and when the event can be staged without undue impact on the park's resources. Ample opportunities for hiking, jogging, bicycling, bird watching, etc., are provided and encouraged.

The following guidelines are provided to facilitate smooth operation of the park and allow permitted events to be held. Please read the guidelines carefully in order to fully understand the park's policy and to avoid any misunderstanding which may delay or interfere with your proposed event. Please remember that additional conditions may be added to individual request when received and considered.

All applications for special uses of park property, facilities, etc., must be received at least 30 days prior to the event to allow time for administrative review, permit preparation, and scheduling. Failure to provide necessary review time will be considered grounds for disallowing a requested activity.

SPECIAL EVENTS
GENERAL CONDITIONS

For the purpose of holding a special event, permission to use the park area outlined in red on the enclosed map is subject to the following conditions and in accordance with park regulations (Code of Federal Regulations, Title 36 § 2.50)

1. This agreement is made upon the express condition that the United States, its agents, and employees shall be free from all liabilities and claims for damages and/or suits for or by reason of any injury, injuries, or death to any person or property of the Permittee, its agents or employees, or third parties, from any cause or causes whatsoever while in or upon said premises or any part thereof during the term of this agreement or occasioned by any occupancy or use of said premises or any activity carried on by the Permittee in connection herewith, and the Permittee hereby covenants and agrees to indemnify, save, and hold harmless the United States, its agents, and employees from all liabilities, charges, expenses, and cost on account of or by reason of any such injuries, deaths, liabilities, claims, suits, or losses however occurring or damages growing out of same.
2. No personal monetary gain shall be derived from the use of this permit, and the setting up of concession stands for the selling of food, souvenirs, etc., is prohibited.
3. Good order and proper decorum shall be maintained by those conducting and/or participating in the event and public safety and general welfare will not be endangered.
4. Special care shall be taken not to damage any historic, interpretive, or natural object, feature, structure, etc. whatsoever.
5. This permit is issued only for the use of the area designated on the enclosed map and must take place during the parks established operating hours unless otherwise agreed upon in writing by the Superintendent.
6. The area shall be left in the same condition as prior to the event, and all litter, trash, and equipment will be removed from the park property by the Permittee on the day of the event.
7. Any loudspeaker or other sound enhancing devices being used shall be so adjusted as to accommodate only those people in the immediate area of the event.
8. At no time shall this event interfere with a visitor's enjoyment of the park.
9. The group shall comply with any instructions from an official representative of the park.
10. No alcoholic beverages are permitted in the park, unless specified in the permit, and all participants will be so notified prior to the event by the Permittee.
11. The number of participants in any event will be limited to the pre-agreed upon number set by the representative of the National Park Service and the permittee.
12. All news releases must be submitted to the Park Superintendent for review prior to release.
13. There will be no commercialization of the event by the permittee and the event shall not be primarily for the benefit of spectators.
14. Events permitted will be open to all people and no discrimination against any entrant because of race, color, religion, sex, age, or national origin shall be permitted.

15. All traffic direction and other functions of this nature are solely the responsibility of the National Park Service. Reimbursement of any expenses incurred by the National Park Service in relation to this event may be required if so determined by the Superintendent.
16. All emergency vehicles and operations will be under the direction of the National Park Service. Any vehicles violating the motor vehicle laws will be subject to enforcement action by the National Park Service.
17. Parking within the park is restricted to the designated parking areas that will be established by the National Park Service before the event.
18. The permittee shall designate one person to coordinate all activities with the park's representative, and they shall meet before the event to go over all pertinent matter.
19. A performance bond and/or and insurance policy naming the U. S. Government as co-insured may be required. A determination will be made on a case-by-case basis depending on the nature of the event, size, resources used, etc.
20. A bond (cash, cashier's check, money order) in an amount determined necessary to cover cleanup, property damage, and other cost that may be incurred by the National Park Service may be required to be posted seven (7) calendar days before the proposed date of the event.
21. All participants will be notified in advance of these conditions.
22. The National Park Service reserves the right to immediately rescind this permit at any time should any of the above conditions be violated or in the event it conflicts with any park sponsored program.

WALK-A-THONS/BIKE-A-THONS, ETC.

Fund raising activities of a non-commercial nature will be permitted at certain times and will be dealt with on a case-by-case basis. Conditions for holding an event of this type will be enumerated under the General Conditions section of this policy along with any other special conditions that may be determined necessary by the nature of the event.

ORGANIZED SPORTING EVENTS, ETC.

The National Park Service does not allow the use of park facilities for organized athletic activities that are primarily designed as spectator attractions.

PICNICKING

Picnicking is an approved use of the park and it is encouraged as a way for visitors touring the park to stop and enjoy a picnic lunch. This park is not designed for organized group activities, and group use is therefore discouraged.

The following guidelines apply to use of the park picnic area:

- Picnicking is on a first-come, first-served basis only.
- Activities that disturb the ground, such as horseshoe pitching, etc. are not permitted.
- Loudspeakers, or any sound amplification devices are not permitted, unless approved by a special use permit.
- Car washing or waxing are not permitted in the park.
- Informal games or recreational activities are permitted in the field to the east of the visitor center parking lot (see public assembly map).

PUBLIC ASSEMBLY

In accordance with 36 CFR § 2.51, public assemblies, meetings, demonstrations, parades, and other public expressions of views are allowed within the park provided a permit has been issued by the Superintendent.

The following areas have been designated by the Superintendent for this activity:

Thomas Stone National Historic Site

The field on the east side of the parking lot at the Visitor Center (see public assembly map).

All other areas of the park are closed to this function as they may unreasonably impair the atmosphere of peace and tranquility maintained in the historic zone, and/or unreasonably interfere with interpretive, visitor service, or other program activities, or with administrative activities of the National Park Service.

The General Conditions will serve as the basic conditions of the permit, but may not be all inclusive.

SALE AND DISTRIBUTION OF PRINTED MATTER

According to 36 CFR § 2.52, and the established park policy on same, the sale or distribution of printed matter is allowed within the park. Subject park policy will govern the issuance of a permit. The designated areas for sale/distribution of printed matter are the same as for public assembly.

PHOTOGRAPHY/FILMING

Non-commercial

Notification of the park is required, upon which a determination will be made as to if a permit is required.

Permits are generally not required when:

- The photographer only goes where members of the public are generally allowed to go without a permit.
- The photographer is only doing what members of the public are generally allowed to do without a permit.
- The activity is bona fide news gathering event and the two conditions above are met.

Permits are required when:

- The activity involves the use of models, sets, actors, etc.
- The activity would result in damage to park resources or significant disruption of normal visitor use.
- Access is needed to areas otherwise closed or restricted to the visiting public.

If a permit is deemed necessary, it shall be in accordance with the established General Conditions, modified as necessary.

Fees shall only be charged in instances that require the park to expend unbudgeted funds.

Commercial

Commercial Filming permits are handled in the same manner as other Special Use Events.

An applicant will be required to fill out form 10-753, "Application for Permission to Film for Commercial Purposes" and make application to the park for a Special Use Permit. The standard permit will be issued if approved.

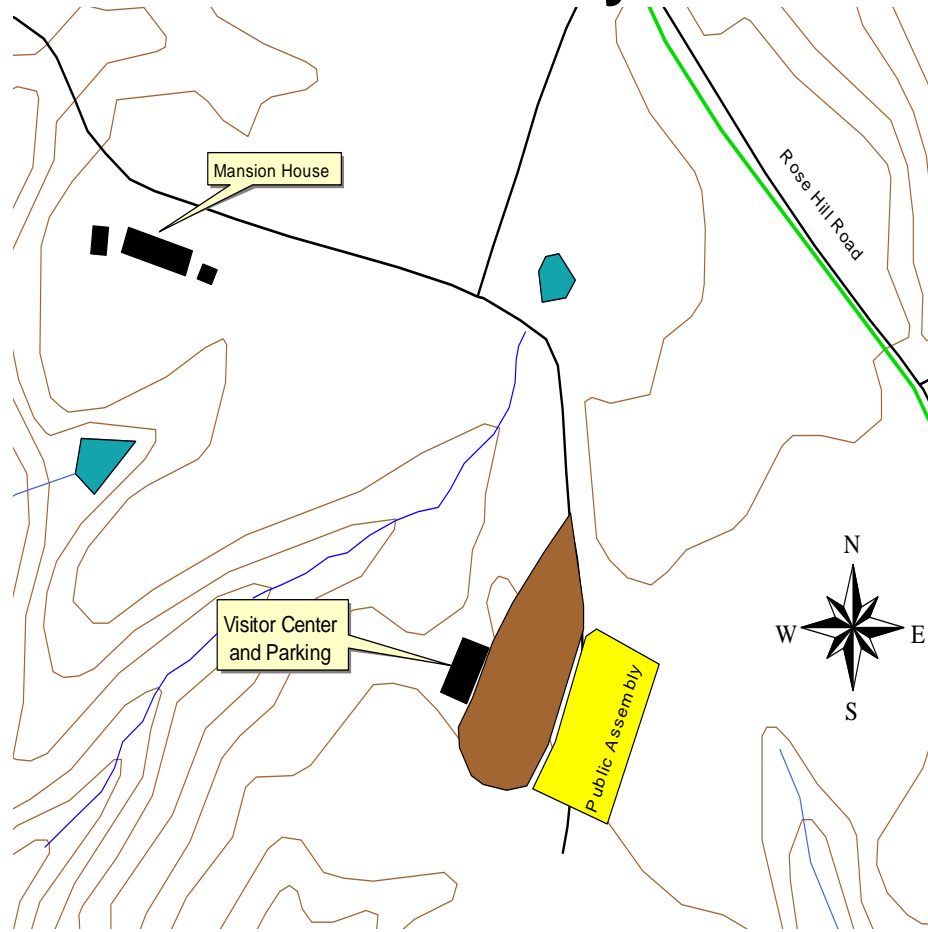
The General Conditions for special Events shall be placed on the filming, modified as determined necessary by the superintendent to protect park resources and mission.

A \$25.00 non-refundable fee will be charged to process/prepare the permit. Any unbudgeted cost incurred by the park for overtime, maintenance, monitoring of the event, etc. will be billed to the Permittee and paid at the conclusion of the event.

Reimbursement to the park for the Fair Market Value Use and occupancy of National Park Service lands or resources will be determined by the scope/size of the event.

Thomas Stone National Historic Site

Public Assembly Area



Thomas Stone National Historic Site

2.16 (b) Horses and Pack Animals

